

***A REGULAR MEETING OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS  
WAS HELD NOVEMBER 17, 2003 AT 1:00 P.M. IN WARRENTON, VIRGINIA***

**P R E S E N T**      Mr. Harry F. Atherton, Chairman; Mr. Joe Winkelmann, Vice-Chairman;  
Mr. Raymond E. Graham; Ms. Sharon Grove McCamy; Mr. Larry L.  
Weeks; Mr. G. Robert Lee, County Administrator; Mr. Paul S. McCulla,  
County Attorney

**A B S E N T**      None

**AGENDA REVIEW**

The Board of Supervisors reviewed the agenda.

**LAND RECORDS AUTOMATION**

Rick Klinc, Director of Information Technology, and Laurie Counts, Applications Manager, updated the Board on the progress of Land Records automation.

**FAUQUIER COUNTY VISITOR CENTER UPDATE – RAYMOND FARM PROPERTY**

Chris Mothershead, Director of Planning, and Bo Tucker, Director of the Department of Public Works, discussed the Town of Warrenton's desire to locate a Warrenton Visitor Center at the Mosby House property located within the Town limits. Supervisor Sharon McCamy and Mary Prince, Tourism Coordinator for the Economic Development Office, proposed locating a Fauquier County Visitor Center at the Raymond Farm property site located on Route 29, and a satellite Center at Monroe Park in Goldvein.

The meeting was reconvened in Regular Session at 6:30 p.m. at Warrenton Community Center.

**ADOPTION OF THE AGENDA**

Mr. Winkelmann moved to adopt the agenda with the following changes. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

<b><i>Ayes:</i></b>	<b><i>Mr. Harry Atherton; Mr. Joe Winkelmann; Ms. Sharon McCamy; Mr. Raymond E. Graham; Mr. Larry L. Weeks</i></b>
<b><i>Nays:</i></b>	<b><i>None</i></b>
<b><i>Absent During Vote:</i></b>	<b><i>None</i></b>
<b><i>Abstention:</i></b>	<b><i>None</i></b>

- Add Consent Agenda item "s", A Resolution to Endorse the Virginia Association of Counties (VACo) Region 7 Legislative Program for the 2004 General Assembly.
- Add committee appointment of Rappahannock-Rapidan Regional Commission – Citizen Representative.

- Add committee appointment of Industrial Development Authority – Scott District Representative.

### **CITIZENS' TIME**

- Chuck Medvitz, Scott District, commented on the Board of Supervisors' electronic agenda package; suggested text changes to a proposed resolution to amend the Debt Referendum Policy for Fauquier County; and suggested text changes to a proposed Fire and Rescue Association amendment to the FY 2004 - 2008 Capital Improvements Program.
- Bob Sisk, Marshall District, commented on the Board of Supervisors' electronic agenda package, and expressed concern about how surplus funds were utilized.
- Nora Belle Comer presented a plaque to John Mayhugh and Bob Kube in appreciation for Fauquier County's support of the 4-H Center.

### **PROCLAMATIONS AND RECOGNITIONS**

- Mr. Winkelmann presented to Janis Selbo, Director of the Department of Social Services, A Proclamation to Celebrate Achieving the 100% Enrollment Goal for the Virginia-Family Access to Medical Insurance Security (FAMIS) Children's Health Insurance Program in Fauquier County.
- Mr. Lee presented to Bryan Tippie, Director of the Budget Office, the Distinguished Budget Presentation Award for the Fiscal Year 2003, awarded to Fauquier County by the Government Finance Officers' Association.

### **CONSENT AGENDA**

Mr. Winkelmann moved to adopt the following consent agenda items. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

<b><i>Ayes:</i></b>	<b><i>Mr. Harry F. Atherton; Mr. Joe Winkelmann; Mr. Raymond E. Graham; Ms. Sharon Grove McCamy; Mr. Larry L. Weeks</i></b>
<b><i>Nays:</i></b>	<b><i>None</i></b>
<b><i>Absent During Vote:</i></b>	<b><i>None</i></b>
<b><i>Abstention:</i></b>	<b><i>None</i></b>

### **Approval of the Minutes for the October 20, 2003 Regular Meeting of the Fauquier County Board of Supervisors**

### **Chairman's Correspondence Review**

### **A Resolution Authorizing the Revision of Selected Human Resources Policies**

## RESOLUTION

### A RESOLUTION AUTHORIZING THE REVISION OF SELECTED HUMAN RESOURCES POLICIES

WHEREAS, the Fauquier County Board of Supervisors recognizes the need and the importance of maintaining up-to-date Human Resources policies; and

WHEREAS, the Fauquier County Government Human Resources Policies Manual is being reviewed for necessary additions, revisions and deletions; and

WHEREAS, a review has been conducted with respect to selected policies; and

WHEREAS, recommended changes are contained in the following policies dated November 17, 2003:

Policy 2-B – Annual Leave  
Policy 2-H – Holidays  
Policy 2-E – Compensatory Leave  
Policy 9 – Work Schedules and Attendance  
Policy 24 – Types of Employment;

now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the revisions made to the Human Resources Policy Manual be, and are hereby, approved, and shall be effective upon the date of adoption.

### **A Resolution to Approve Donation of Funds to the Fauquier SPCA, Inc., for the Sale of Animal Friendly License Plates**

## RESOLUTION

### A RESOLUTION TO APPROVE DONATION OF FUNDS TO THE FAUQUIER SPCA, INC., FOR THE SALE OF ANIMAL FRIENDLY LICENSE PLATES

WHEREAS, the Department of Motor Vehicles sells Animal Friendly license plates as authorized by Section 46.2-749 of the Code of Virginia (1950), as amended, as part of its special license plate program; and

WHEREAS, a portion of the funds from the sale of the license plates are set aside in a special fund for distribution to localities to be used in support of sterilization programs for dogs and cats; and

WHEREAS, for Fiscal Year 2003, Fauquier County is entitled to the sum of \$2,460.00 from the sale of Animal Friendly license plates; and

WHEREAS, Fauquier County does not have a sterilization program; however, statute provides that the County may make the funds available to a local, private, non-profit organization which supports the purposes of the program; and

WHEREAS, the Fauquier SPCA, Inc., is a local, private, non-profit organization that has a sterilization program for dogs and cats, which has affirmed that funds donated will be used by that organization for the purposes of that program in accordance with Virginia Code; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That, upon receipt from the Department of Motor Vehicles, the sum of \$2,460.00 due to Fauquier County based on the sale of Animal Friendly license plates, as authorized by Section 46.2-749 of the Code of Virginia (1950), as amended, be, and is hereby, appropriated for donation to the Fauquier SPCA, Inc., for the exclusive use by that organization for the sterilization of dogs and cats.

**A Resolution to Appoint Renee P. Andersen as Deputy Clerk to the Fauquier County Board of Supervisors**

RESOLUTION

A RESOLUTION TO APPOINT RENEE P. ANDERSEN AS DEPUTY CLERK TO THE  
FAUQUIER COUNTY BOARD OF SUPERVISORS

WHEREAS, Section 3-2 A. of the 2003 Bylaws and Rules of Procedure of the Fauquier County Board of Supervisors states that the Clerk of the Board shall be the County Administrator, and the County Administrator may appoint one or more members of County staff to serve as Deputy Clerk of the Board; and

WHEREAS, in December 2001, Renee P. Andersen was appointed as Executive Assistant Senior to the Fauquier County Board of Supervisors; and

WHEREAS, the additional duties and responsibilities of Deputy Clerk to the Board of Supervisors were transferred to Renee P. Andersen in anticipation of the retirement of Deborah Gouldthorpe, then Deputy Clerk to the Board of Supervisors; and

WHEREAS, Renee P. Andersen has consistently maintained the role of Deputy Clerk, in addition to her administrative responsibilities to the Board; and

WHEREAS, Renee P. Andersen has continued her professional education and training through the International Institute of Municipal Clerks and the Virginia Municipal Clerks' Association in pursuit of certification as Certified Municipal Clerk; and

WHEREAS the County Administrator has reviewed the position and has made the appropriate recommendation; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That Renee P. Andersen be, and is hereby, appointed as Deputy Clerk to the Fauquier County Board of Supervisors, effective November 17, 2003.

**A Resolution to Waive a Special Exception Application Fee**

RESOLUTION

A RESOLUTION TO WAIVE A SPECIAL EXCEPTION APPLICATION FEE

WHEREAS, on July 20, 1993, the Fauquier County Board of Supervisors granted a Special Exception to Frank Ott and Morgan Ott to reduce the required open space on a 54.2981-acre parcel; and

WHEREAS, Frank Ott and Morgan Ott did not act on the Special Exception within twelve (12) months of the approval date and the Special Exception expired; and

WHEREAS, Frank and Morgan Ott want to proceed with the subdivision of the 54.2981-acre parcel, which necessitates the required reduction in open space now; therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the required application fee for Frank Ott's and Morgan Ott's upcoming Special Exception application for a reduction in the required open space for the 54.2981-acre parcel be, and is hereby, waived.

**A Resolution to the Virginia Board of Historic Resources and the National Park Service Supporting the Inclusion of Ashville, Morgantown, and Delaplane on the Virginia Landmarks and National Registers**

RESOLUTION

A RESOLUTION TO THE VIRGINIA BOARD OF HISTORIC RESOURCES AND THE NATIONAL PARK SERVICE SUPPORTING THE INCLUSION OF ASHVILLE, MORGANTOWN, AND DELAPLANE ON THE VIRGINIA LANDMARKS AND NATIONAL REGISTERS

WHEREAS, Ashville and Morgantown were formed in the Reconstruction Era, shortly after the conclusion of the Civil War, as two centers of rural ethnic community; and

WHEREAS, Ashville and Morgantown present a uniquely preserved, 125 year architectural record of African-American determination to establish a viable heritage, to the fullest religious, educational and commercial extent; and

WHEREAS, the communities of Ashville and Morgantown succeeded in this endeavor, thereby presenting the Nation with a historical record of community success; and

WHEREAS, Delaplane—formerly Piedmont Station—was founded in 1852 by the creation of the Manassas Gap Railroad and remains endowed with a unique collection of extant brick, antebellum structures of that period; and

WHEREAS, Delaplane was the first place that troops were boarded on trains and moved to battle, thus signaling “the arrival of a new era in military transportation” (John Salmon, A Guidebook to Virginia’s Historical Markers, Charlottesville and London: University of Virginia Press, (1994), 12); and

WHEREAS, Delaplane now represents a unique collection of transportation related, industrial, agricultural, religious, mercantile and residential building types spanning three quarters of the Nation’s history; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the Board hereby supports and encourages the Virginia Board of Historic Resources to include Ashville, Morgantown and Delaplane, all within the Marshall Magisterial District, in the Virginia Landmarks Register; and, be it

RESOLVED FURTHER, That the Virginia Board of Historic Resources recommends to the National Park Service, due to the established and unique history and national significance of Ashville, Morgantown and Delaplane, that these villages be enrolled in the National Register of Historic Places.

**A Resolution to the Virginia Board of Historic Resources and the National Park Service Supporting the Inclusion of New Baltimore on the Virginia Landmarks and National Registers**

RESOLUTION

A RESOLUTION TO THE VIRGINIA BOARD OF HISTORIC RESOURCES AND THE NATIONAL PARK SERVICE SUPPORTING THE INCLUSION OF NEW BALTIMORE ON THE VIRGINIA LANDMARKS AND NATIONAL REGISTERS

WHEREAS, New Baltimore was founded by an act of the Virginia Legislature in 1822 to recognize the earlier formation of the community; and

WHEREAS, New Baltimore prospered as a stage coach rest-stop along the then newly constructed Alexandria Turnpike and, in August 1825, New Baltimore hosted overnight the Revolutionary War heroes the Marquis de la Fayette, John Marshall and James Monroe during the Marquis’ return visit to the United States; and

WHEREAS, New Baltimore thereafter accommodated Andrew Jackson as he commuted between his home in Tennessee and Washington, during the term of his Presidency; and

WHEREAS, New Baltimore has preserved, and maintained uninterrupted, a community life for over 185 years, and now possesses a unique collection of structures dating from the time of our Nation's founding until today; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the Board hereby supports and encourages the Virginia Board of Historic Resources to include the Village of New Baltimore, located in the Scott Magisterial District, in the Virginia Landmarks Register; and be it

RESOLVED FURTHER, That the Virginia Board of Historic Resources recommends to the National Park Service, due to the established and unique history and national significance of the Village of New Baltimore, that this community be enrolled in the National Register of Historic Places.

**A Resolution to Amend the Debt Referendum Policy for Fauquier County**

RESOLUTION

A RESOLUTION TO AMEND -THE DEBT REFERENDUM  
POLICY FOR FAUQUIER COUNTY

WHEREAS, the Board of Supervisors, through its Capital Improvements Plan process, has recognized the need for and wishes to encourage enhanced public participation in the decision making process relating to major new construction projects due to potential effects of these projects on the County's credit rating, debt availability, tax rates and annual operating budget; and

WHEREAS, on June 11, 2001, the Board of Supervisors adopted a Debt Referendum Policy, effective July 1, 2001, and on October 20, 2003, a work session was held to discuss the need for and specific elements of amending the policy; and

WHEREAS, the Board of Supervisors has determined that it is desirable and necessary to amend the Debt Referendum Policy relating to major new facility construction projects and establish referendum requirement thresholds and other policies relating thereto; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the Fauquier County Board of Supervisors does hereby adopt the following amended Debt Referendum Policy:

1. All new facility construction projects or acquisitions that exceed \$10,000,000 shall be subject to voter referendum, regardless of financing mechanism.
2. Cash expenditures are authorized for reasonable related expenses in preparation for a referendum. These expenditures may include preliminary architectural and engineering

design work needed to provide the County citizens adequate details on the referendum issue. Funding will be in accordance with current Finance Committee policies.

3. The referendum threshold for new facility construction projects shall be lowered to \$2,000,000 in the event that the County has or, through the issuance of the contemplated debt, will exceed 100% of the County's debt capacity. (Debt capacity shall be defined as 10% of General Fund revenues committed to debt service.)
4. This amended policy shall be effective November 18, 2003.
5. Voter referendums shall coincide with the General Election.
6. The Board of Supervisors, by a majority vote of the Board of Supervisors at a regularly scheduled meeting, may waive the referendum requirement, to the extent allowed by law, to meet a critical health and/or public safety need or in conjunction with a court order.

**A Resolution to Transfer Capital Improvements Program (CIP) Funds from School Construction Reserve to a Secondary School Facilities Project Account**

RESOLUTION

A RESOLUTION TO TRANSFER CAPITAL IMPROVEMENTS PROGRAM (CIP) FUNDS  
FROM SCHOOL CONSTRUCTION RESERVE TO A SECONDARY SCHOOL FACILITIES  
PROJECT- ACCOUNT

WHEREAS, the Board of Supervisors' Financial Policy requires Board approval of any transfer of funds between CIP projects; and

WHEREAS, the School Board requests transfer of \$824,341 from the School Construction Reserve to a Secondary Facilities Project account to be used for conceptual and schematic secondary facility designs in preparation for a bond referendum; and

WHEREAS, the Board of Supervisors has considered this issue as part of its interpretation of the Debt Referendum Policy discussed at a work session on October 20, 2003; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the Fauquier County Board of Supervisors does hereby approve the transfer of \$824,341 between CIP projects as shown in the following:

Source	FROM Code	Amount	Department	TO Code	Amount
Schools Construction Reserve	4-302-91400-0205	\$824,341	School Division	4-302-94609-3140	\$824,341



**A Resolution to Amend the FY 2004 – 2008 Capital Improvements Program (CIP)  
Route 605 Park**

RESOLUTION

A RESOLUTION TO AMEND THE FY 2004 - 2008 CAPITAL IMPROVEMENTS  
PROGRAM (CIP)

WHEREAS, on March 25, 2003, the Board of Supervisors adopted the FY 2004 - 2008 CIP; and

WHEREAS, the Board of Supervisors has indicated an interest in amending the CIP to include for FY 2004 a park at the intersection of Routes 605 and 29, next to Rick Hunt Ford; and

WHEREAS, on October 20, 2003, a public hearing was held on the proposed amendment to solicit comments from Fauquier County citizens on including the park in the CIP; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the FY 2004 - 2008 Capital Improvements Program be, and is hereby, amended to include a park at the intersection of Routes 605 and 29.

**A Resolution to Amend the Board of Supervisors' Policy Relating to the Allocation of  
Revenue from the Construction and Demolition Debris Landfill**

RESOLUTION

A RESOLUTION TO AMEND THE BOARD OF SUPERVISORS' POLICY RELATING TO  
THE ALLOCATION OF REVENUE FROM THE CONSTRUCTION AND DEMOLITION  
DEBRIS LANDFILL

WHEREAS, the Fauquier County Board of Supervisors has authorized the operation of a construction and demolition debris landfill; and

WHEREAS, on August 20, 2001, the Board of Supervisors established, by resolution, a policy whereby Fauquier County would reimburse the incorporated Towns within Fauquier County for landfill charges for wastes generated within their respective jurisdictions provided that net revenue from the Construction and Demolition Debris landfill shall meet the budget projections for the previous three month period; and

WHEREAS, certain events have occurred which will significantly impact the five-year financial plan, including the unanticipated expenses relating to the construction, operation and monitoring of the final eight acre construction and demolition cell at the old landfill, as required by the Virginia Department of Environmental Quality, increased closure and post-closure expenditure requirements, increased cash reserve requirements and the impact of pending State legislation relating to a State-wide solid waste surcharge; and

WHEREAS, the Board has determined that certain changes to its policy relating to the allocation of revenue from the Construction and Demolition Debris landfill are necessary and appropriate to ensure the continuing fiscal integrity of the Solid Waste Enterprise fund; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the County policy relating to the allocation of revenue from the Construction and Demolition Debris landfill be, and is hereby, amended to clarify that this policy shall apply to all incorporated Towns within Fauquier County with a population of less than 3,000 as per the 2000 United States Census; and, be it

RESOLVED FURTHER, That this amendment shall be, and is hereby, effective December 1, 2003.

**A Resolution to Approve the Request of Dana Drew Cunningham to Reduce the Time Requirement of Section 2-39.3(A)(3) of the Fauquier County Subdivision Ordinance to Allow Him to Transfer a Family Transfer Lot to a Non-Immediate Family Member**

RESOLUTION

A RESOLUTION TO APPROVE THE REQUEST OF DANA DREW CUNNINGHAM TO REDUCE THE TIME REQUIREMENT OF SECTION 2-39.3(A)(3) OF THE FAUQUIER COUNTY SUBDIVISION ORDINANCE TO ALLOW HIM TO TRANSFER A FAMILY TRANSFER LOT TO A NON-IMMEDIATE FAMILY MEMBER

WHEREAS, on February 14, 2001, the applicant, Dana Drew Cunningham, was the recipient of a family transfer parcel; and

WHEREAS, the applicant has experienced extreme hardships while enduring on-going contested divorce proceedings; and

WHEREAS, the applicant has received from a non-immediate family member an offer to purchase his property, which would help alleviate much of his hardship; and

WHEREAS, Section 2-39(14) of the Subdivision Ordinance allows the Board of Supervisors to reduce the ten (10) year restriction on selling a family transfer parcel to a non-immediate family member if it finds an extraordinary hardship is caused by the ten (10) year restriction; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17th day of November 2003, That the requirement that Dana Drew Cunningham hold his family transfer parcel for a period of ten (10) years be, and is hereby, reduced so that the parcel may be transferred to a non-immediate family member.

**A Resolution to Amend the Contract with Campbell and Paris Engineers for the Design of T-Hangar Site Improvements and the Design of an Automatic Weather Operating Station (AWOS) at the Warrenton-Fauquier Airport**

RESOLUTION

A RESOLUTION TO AMEND THE CONTRACT WITH CAMPBELL AND PARIS ENGINEERS FOR THE DESIGN OF T-HANGAR SITE IMPROVEMENTS AND THE DESIGN OF AN AUTOMATIC WEATHER OPERATING STATION (AWOS) AT THE WARRENTON-FAUQUIER AIRPORT

WHEREAS, the Virginia Department of Aviation has tentatively awarded grants to Fauquier County for the further development of the Warrenton-Fauquier Airport; and

WHEREAS, the Fauquier County Airport Committee has reviewed projects to develop additional T-hangars and install an Automatic Weather Operating Station (AWOS); and

WHEREAS, Fauquier County has a contract with Campbell and Paris Engineers for engineering and design services at the Airport; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the County Administration be, and is hereby, authorized to execute contract amendments in the amount of \$88,960 for T-hangar site development design and \$25,545 for the AWOS design and bidding services; and, be it

RESOLVED FURTHER, That the County Administrator be, and is hereby, authorized to execute grant agreements to support these projects.

**A Resolution of Intent to Make Available Surplus County Property for the Development of Affordable Housing Units**

RESOLUTION

A RESOLUTION OF INTENT TO MAKE AVAILABLE SURPLUS COUNTY PROPERTY FOR THE DEVELOPMENT OF AFFORDABLE HOUSING UNITS

WHEREAS, Fauquier County has established plans and policies to promote the development of affordable housing; and

WHEREAS, Fauquier County has previously worked effectively with non-profit agencies to improve and develop affordable housing units; and

WHEREAS, Fauquier County owns a number of parcels of property that may be suitable for the development of affordable housing; ~~and now, therefore, be it~~

~~WHEREAS~~RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the development of affordable housing on County-owned property that may be conveyed to non-profit housing agencies ~~should~~shall adhere to the following guidelines:

1. Any land transferred to an affordable housing provider may not be used as collateral for a loan.
2. Any land transferred to an affordable housing provider may not be sold except as improved affordable housing to participants within your respective programs.
3. Only one parcel of land could be transferred to an affordable housing provider, be built out, and sold to qualified recipient(s), before other land could be considered for development.
4. The affordable housing providers will be granted authority by the County to perform such soils analysis and other environmental testing as is required for sanitary and other considerations prior to any transfer taking place.
5. The suitability of any specific site will be by mutual agreement between the County and the affordable housing provider, and be in concert with all ordinances applicable to the site;

~~now, therefore~~and, be it

RESOLVED FURTHER, ~~by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, T~~ That consistent with these program guidelines, Fauquier Habitat for Humanity and Fauquier Housing Corporation be, and are hereby, granted a right of entry to County property on Green Road (Parcel # 6991-36-5167) for the purpose of further evaluating soil and environmental conditions to assess the suitability for the development of housing units.

**A Resolution to Authorize Engineers and Surveyors Institute (ESI) Peer Review Program Implementation**

RESOLUTION

A RESOLUTION TO AUTHORIZE ENGINEERS AND SURVEYORS INSTITUTE (ESI)  
PEER REVIEW PROGRAM IMPLEMENTATION

WHEREAS, on May 19, 2003, the Department of Community Development briefed the Board of Supervisors on the Engineers and Surveyors Institute (ESI) Peer Review Program; and

WHEREAS, the program would result in: (1) improved initial plan submissions, (2) reduced plan re-submissions, and (3) an improved plan review process; and

WHEREAS, the Board of Supervisors directed staff to develop and implement the program for site plan, construction plan and final plat applications; and

WHEREAS, staff has concluded program design and execution of the contract with ESI; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the Board affirms the executed contract with the Engineers and Surveyors Institute; and, be it

RESOLVED FURTHER, That use of unencumbered land development fee revenue, which is not included within the Department of Community Development's FY 2004 Budget or committed to other County uses, be, and is hereby, authorized to fund the ESI Peer Review Program.

**A Resolution to Authorize a Compensation Adjustment for Fauquier County Water and Sanitation Authority Board Members**

RESOLUTION

A RESOLUTION TO AUTHORIZE A COMPENSATION ADJUSTMENT FOR FAUQUIER COUNTY WATER AND SANITATION AUTHORITY BOARD MEMBERS

WHEREAS, the Virginia Water and Sewer Authorities Act (Virginia Code Section 15.2-5113, as amended) establishes procedures for setting compensation of board members of authorities created in accordance with pertinent provisions of the aforesaid Act; and

WHEREAS, the Articles of Incorporation of the Fauquier County Water and Sanitation Authority specify that Board Member compensation be adopted by the Fauquier County Board of Supervisors; and

WHEREAS, Base Compensation of Board members has remained unchanged since 1991 and compensation for committee meetings has remained at the rate adopted in 1994; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the compensation for Board Members of the Fauquier County Water and Sanitation Authority be, and is hereby, fixed, effective January 1, 2004, at the following rates:

Base compensation for Authority Board Members - \$500.00 per month  
(\$6,000.00 per annum)

Base compensation for Chairman – \$600.00 per month  
(\$7,200.00 per annum)

Additional compensation – Authority Board Members specifically assigned by the Authority Chairman to represent the Authority through committee assignments or specific representations shall be compensated for preparation and attendance at a rate of \$100.00 per meeting, not to exceed \$12,000.00. Such additional compensation shall be in addition to the above-referenced base compensation.

; and, be it

RESOLVED FURTHER, That the County Administrator be, and is hereby, directed to forward a copy teste of this resolution to the Fauquier County Water and Sanitation Authority.

**A Resolution Concerning the Relocation of Portions of Route 648 in Conjunction with Improvements at the Warrenton-Fauquier Airport**

RESOLUTION

A RESOLUTION CONCERNING THE RELOCATION OF PORTIONS OF ROUTE 648 IN CONJUNCTION WITH IMPROVEMENTS AT THE WARRENTON-FAUQUIER AIRPORT

WHEREAS, Fauquier County is in the process of relocating a portion of Route 648 in conjunction with Airport improvements; and

WHEREAS, plans for the relocation have been submitted and reviewed by the Virginia Department of Transportation; and

WHEREAS, Fauquier County will ensure that the new roadway construction will be consistent with Virginia Department of Transportation standards; and

WHEREAS, Fauquier County will remedy any deficiencies identified by the Virginia Department of Transportation inspectors; and

WHEREAS, Fauquier County will be responsible for funding the time, material and equipment committed by Virginia Department of Transportation inspectors to the project; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the County Administrator be, and is hereby, authorized to work with the Virginia Department of Transportation and to ensure funding for the inspection and completion of the roadway improvement consistent with the approved plans to relocate a portion of Route 648 in conjunction with improvements at the Warrenton-Fauquier Airport.

**A Resolution to Endorse the Virginia Association of Counties (VACo) Region 7 Legislative Program for the 2004 General Assembly**

RESOLUTION

A RESOLUTION TO ENDORSE THE VIRGINIA ASSOCIATION OF COUNTIES (VACo)  
REGION 7 LEGISLATIVE PROGRAM FOR THE 2004 GENERAL ASSEMBLY

WHEREAS, Fauquier County is a member of the Virginia Association of Counties (VACo) and an active participant in VACo Region 7; and

WHEREAS, Fauquier County assists with the development of and supports the annual VACo Region 7 legislative program, which is used to convey common legislative positions of the member jurisdictions to the members of the General Assembly and to provide legislative guidance to the VACo with respect to the preparation of the State-wide legislative program; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the Board of Supervisors does hereby endorse the VACo Region 7 Legislative Program for the 2004 General Assembly.

**A RESOLUTION TO SUPPORT AND IMPLEMENT THE FINDINGS AND RECOMMENDATIONS OF THE VIRGINIA DEPARTMENT OF TRANSPORTATION SAFETY IMPROVEMENT PLAN FOR CROSSOVERS ALONG U.S. ROUTE 17, 15, 29, & 211 IN FAUQUIER COUNTY, VIRGINIA**

Ms. McCamy moved to table a decision on a Resolution to Support and Implement the Findings and Recommendations of the Virginia Department of Transportation Safety Improvement Plan for Crossovers Along U.S. Routes 17, 15, 29, and 211 in Fauquier County, Virginia, until the next regular meeting on December 15, 2003. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

<b><i>Ayes:</i></b>	<b><i>Mr. Harry F. Atherton; Mr. Joe Winkelmann; Mr. Raymond E. Graham; Ms. Sharon Grove McCamy; Mr. Larry L. Weeks</i></b>
<b><i>Nays:</i></b>	<b><i>None</i></b>
<b><i>Absent During Vote:</i></b>	<b><i>None</i></b>
<b><i>Abstention:</i></b>	<b><i>None</i></b>

**APPOINTMENTS**

By unanimous consent, the following appointments were approved:

- Water & Sanitation Authority Board–Center District, Joe Winkelmann appointed with term to expire April 8, 2005.
- Social Services Board – Center District, Joe Winkelmann re-appointed with a term to expire November 17, 2007.
- Rappahannock Rapidan Community Services Board, Doug Harpole, with a term to expire December 31, 2006.
- Rappahannock Regional Planning Commission – Citizen Representative, Sharon Grove McCamy, effective January 1, 2004.
- Industrial Development Authority – Scott District, Kirk Lucas, reappointed with a term to expire December 31, 2006.

## **SUPERVISORS' TIME**

- Mr. Winkelmann spoke of addition of programs that will enhance to the curriculum for the students of Lord Fairfax Community College. Mr. Winkelmann also discussed the transfer of real estate at Vint Hill to be used by the Fauquier Family Shelter Services.
- Mr. Graham congratulated the Liberty High School Eagles for winning a recent football game.

## **ANNOUNCEMENTS**

Mr. Lee had no announcements.

## **AMENDMENT TO THE FAUQUIER COUNTY COMPREHENSIVE PLAN – WARRENTON SERVICE DISTRICT**

On October 20, 2003, Board of Supervisors held a public hearing to consider an update of the Warrenton Service District Plan, which includes proposed land use, transportation, and public facilities plans. The public hearing was continued until November 17, 2003, to receive additional citizen comments. Rick Carr, Director of Community Development, provided a summary of the proposed comprehensive plan amendment. Bill Scaring, Center District, spoke in favor of the plan as amended. Christine Fox, Center District, asked the Board to consider the cost of increased density. Mary Margaret Flannery, Center District, stated that she and her husband, John Albertella, opposed revisions to the original plan. Mara Seaforest, Center District, spoke in opposition to revisions to the plan. Chuck Medvitz, Scott District, urged the Board to complete an analysis of water service within the Warrenton Service District. Dan O'Connell, representing Arabel Arrington, spoke in opposition to any amendments to the plan that would reduce the density of the Arrington property. No one else spoke. The public hearing was closed. Mr. Winkelmann moved to adopt the following resolution. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

<b><i>Ayes:</i></b>	<b><i>Mr. Harry F. Atherton; Mr. Joe Winkelmann; Mr. Raymond E. Graham; Ms. Sharon Grove McCamy; Mr. Larry L. Weeks</i></b>
<b><i>Nays:</i></b>	<b><i>None</i></b>
<b><i>Absent During Vote:</i></b>	<b><i>None</i></b>
<b><i>Abstention:</i></b>	<b><i>None</i></b>

## **RESOLUTION**

### **A RESOLUTION ADOPTING THE WARRENTON SERVICE DISTRICT TEXT AMENDMENT TO THE FAUQUIER COUNTY COMPREHENSIVE PLAN**

WHEREAS, Fauquier County has periodically reviewed and updated the County Comprehensive Plan; and

WHEREAS, on February 26, 2001, the Citizen Committee began its process to update the 1994 Warrenton Service District elements of the Comprehensive Plan; and



WHEREAS, the Citizen Committee worked for over two years to review, refine and share new insights and proposals for this Service District and transmitted the proposed plan to the Planning Commission on February 27, 2003; and

WHEREAS, the Fauquier County Planning Commission reviewed the Plan in work session throughout the summer and early fall, and held public hearings in June and July of 2003; and

WHEREAS, on October 6, 2003, the Planning Commission forwarded the Warrenton Service District Plan to the Fauquier County Board of Supervisors with a recommendation that it be adopted as revised; and

WHEREAS, on October 20, 2003 and November 17, 2003, the Board of Supervisors held public hearings; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the Board does hereby adopt the Warrenton Service District Text Amendments to the Fauquier County Comprehensive Plan; and, be it

RESOLVED FURTHER, That the Board of Supervisors thanks and commends the Warrenton Service District Citizens' Committee, the Planning Commission, and all those who contributed to the creation of these plan elements, for the time, effort and care expended in this process.

**AMENDMENT TO THE FAUQUIER COUNTY COMPREHENSIVE PLAN – MARSHALL SERVICE DISTRICT**

A public hearing was held to consider an update of the Marshall Service District Plan, which includes proposed goals, land use and transportation plans, as well as urban design guidelines. Rick Carr, Director of Community Development, provided a summary of the proposed comprehensive plan amendment. Jack Whiting, Marshall District, spoke in favor of the plan amendment. No one else spoke. The public hearing was closed. Mr. Atherton moved to adopt the following resolution. Mr. Weeks seconded, and the vote for the motion was 4 to 0 as follows:

<b>Ayes:</b>	<b><i>Mr. Harry F. Atherton; Mr. Raymond E. Graham; Ms. Sharon Grove McCamy; Mr. Larry L. Weeks</i></b>
<b>Nays:</b>	<b><i>None</i></b>
<b>Absent During Vote:</b>	<b><i>Mr. Joe Winkelmann</i></b>
<b>Abstention:</b>	<b><i>None</i></b>

**RESOLUTION**

**A RESOLUTION ADOPTING THE PROPOSED AMENDMENT TO THE FAUQUIER COUNTY COMPREHENSIVE PLAN FOR THE MARSHALL SERVICE DISTRICT**

WHEREAS, Fauquier County has periodically reviewed and updated the County Comprehensive Plan; and

WHEREAS, on July 17, 2001, the Citizen Committee began its process to update the 1994 Marshall Service District elements of the Comprehensive Plan; and

WHEREAS, the Citizen Committee worked for approximately two years to review, refine and share new insights and proposals for this Service District and transmitted the proposed plan to the Planning Commission on June 26, 2003; and

WHEREAS, the Fauquier County Planning Commission reviewed the Plan in work session and held public hearings on September 25, 2003 and October 30, 2003; and

WHEREAS, on October 30, 2003, the Planning Commission forwarded the Marshall Service District Plan to the Fauquier County Board of Supervisors with a recommendation that it be adopted as revised; and

WHEREAS, on November 17, 2003, the Board of Supervisors held a public hearing; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the Board does hereby adopt the Marshall Service District Text Amendments to the Fauquier County Comprehensive Plan; and, be it

RESOLVED FURTHER, That the Board of Supervisors thanks and commends the Marshall Service District Citizens' Committee, the Planning Commission, and all those who contributed to and collaborated in the creation of these plan elements, for the time, effort and care expended in this process.

**VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) SECONDARY TRANSPORTATION SIX-YEAR PLAN**

A joint public hearing was held with the Board of Supervisors and Resident Engineer for the Virginia Department of Transportation to receive public comment on the proposed Secondary System Construction Program for Fiscal Years 2004/05 through Fiscal Years 2009/10. Garrett Moore, of the Virginia Department of Transportation, summarized the plan. Marilyn Blakely, Laura Kitchin, Karen Deet, Richard Blakely, and Ann Masch, Marshall District, spoke in opposition to improvements to Moss Hollow Road. No one else spoke. The public hearing was closed. Ms. McCamy moved to table a decision on the matter until the next regular meeting on December 15, 2003. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

<b><i>Ayes:</i></b>	<b><i>Mr. Harry F. Atherton; Mr. Joe Winkelmann; Mr. Raymond E. Graham; Ms. Sharon Grove McCamy; Mr. Larry L. Weeks</i></b>
<b><i>Nays:</i></b>	<b><i>None</i></b>
<b><i>Absent During Vote:</i></b>	<b><i>None</i></b>
<b><i>Abstention:</i></b>	<b><i>None</i></b>

**A RESOLUTION TO AMEND THE FY 2004 – 2008 CAPITAL IMPROVEMENTS PROGRAM (CIP) FOR THE VOLUNTEER FIRE AND RESCUE ASSOCIATION**

A public hearing was held to consider a proposed amendment to the Fiscal Year 2004-2008 Capital Improvements Program (CIP) for the Volunteer Fire and Rescue Association. Bryan Tippie, Director of the Budget Office, summarized the proposed CIP amendment. Kitty Smith, Marshall District, spoke in opposition to the amendment. No one else spoke. The public hearing was closed. Mr. Winkelmann moved to adopt the following resolution. Mr. Graham seconded, and the vote for the motion was unanimous as follows:

***Ayes:*** ***Mr. Harry F. Atherton; Mr. Joe Winkelmann; Mr. Raymond E. Graham; Ms. Sharon Grove McCamy; Mr. Larry L. Weeks***  
***Nays:*** ***None***  
***Absent During Vote:*** ***None***  
***Abstention:*** ***None***

**RESOLUTION**

**A RESOLUTION TO AMEND THE FY 2004 - 2008 CAPITAL IMPROVEMENTS PROGRAM (CIP) FOR THE VOLUNTEER FIRE AND RESCUE ASSOCIATION**

WHEREAS, on March 25, 2003, the Board of Supervisors adopted the FY 2004 - 2008 CIP and revised it on November 17, 2003; and

WHEREAS, Fauquier County Fire and Rescue Association has proposed \$2,345,000 in CIP projects for FY 2004, which includes \$2,000,000 for the renovation of the Warrenton Volunteer Fire Company facility, \$25,000 for roof replacement at the Remington Volunteer Fire and Rescue Company facility and \$320,000 for land purchase for the Remington Volunteer Fire and Rescue Company; and

WHEREAS, the Fire and Rescue Association has sufficient cash and borrowing capability within its funding from the Fire and Rescue Levy; and

WHEREAS, the Remington land purchase project would be included in the CIP and supported only through a proffer; and

WHEREAS, the Fire and Rescue Association has requested to fund the Warrenton renovation project through borrowing and the Remington roof project by cash; and

WHEREAS, a public hearing was held on the proposed amendment to solicit comments from Fauquier County citizens on including the Volunteer Fire and Rescue Association's projects in the CIP; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17<sup>th</sup> day of November 2003, That the FY 2004 - 2008 Capital Improvements Program be, and is hereby, amended as requested and that the necessary budget and financial actions take place to borrow \$2,000,000 for

the Warrenton Fire Company project and cash fund \$25,000 for the Remington Fire and Rescue roof replacement project.

**A RESOLUTION TO AMEND THE FY 2004 ADOPTED BUDGET IN THE AMOUNT OF \$582,689.64**

A public hearing was held to consider an amendment to the adopted budget in the amount of \$359,425 in appropriations and \$223,264.64 in transfers for FY 2004, totaling \$582,689.64. Bryan Tippie, Director of the Budget Office, summarized the proposed amendment. No one spoke. The public hearing was closed. Mr. Graham moved to adopt the following resolution. Ms. McCamy seconded, and the vote for the motion was unanimous as follows:

**Ayes:** *Mr. Harry F. Atherton; Mr. Joe Winkelmann; Mr. Raymond E. Graham; Ms. Sharon Grove McCamy; Mr. Larry L. Weeks*  
**Nays:** *None*  
**Absent During Vote:** *None*  
**Abstention:** *None*

RESOLUTION

A RESOLUTION TO AMEND THE FISCAL YEAR 2004 ADOPTED BUDGET IN THE AMOUNT OF \$582,689.64

WHEREAS, the Board of Supervisors is charged by the Code of Virginia with the preparation of an annual budget for Fauquier County; and

WHEREAS, on March 25, 2003, the Fauquier County Board of Supervisors adopted the Fauquier County FY 2004 Budget; and

WHEREAS, during the course of the fiscal year certain events occur which necessitate changing the budget plan by increasing or decreasing the total budget; and

WHEREAS, the Finance Committee has recommended FY 2004 budget adjustments of \$582,689.64 for the purposes set forth below; and

WHEREAS, on November 17, 2003, a public hearing was held; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17th day of November 2003, That the FY 2004 Budget be, and is hereby, amended in the amount of \$359,425 in appropriations and \$223,264.64 in transfers, totaling \$582,689.64, as follows:

Source	FROM Code	Amount	Department	TO Code	Amount
<b><u>FY 2004</u></b>					
Federal Funds	3-205-332000-0027	\$24,731	School Division	4-205-061801-6050- 200-100	\$24,731
State Funds	3-205-242000-0081	\$35,872	School Division	4-100-53140-3160	\$35,872

Federal Funds	3-100-331000-0040	\$564	Sheriff's Office	4-100-031230-8201	\$564
Federal Funds	3-100-331000-0026	\$8,000	Sheriff's Office	4-100-031200-6050 4-100-031200-6031	\$3,054 \$4,946
Carryover – Fund Balance	3-100-419000-0010	\$6,371	Commonwealth's Attorney	4-100-022110-9999	\$6,371
Carryover – Fund Balance	3-100-419000-0010	\$236,609	Clerk of Circuit Court	4-100-021610-1301 4-100-021610-2100 4-100-021610-2720 4-100-021610-3161 4-100-021610-8207	\$3,009 \$230 \$4 \$233,324 \$42
Carryover – Fund Balance	3-270-419000-0010	\$15,278	Fire and Emergency Services	4-270-032420-3160	\$15,278
Carryover – Fund Balance	3-150-419000-0010	\$32,000	Parks & Recreation	4-150-511200-5130	\$32,000
Department Transfer	4-100-091400-9626	\$27,000	Human Resources	4-100-012600-2820 4-100-012600-2821 4-100-012600-5540	\$3,000 \$9,000 \$15,000
CIP Transfer	4-302-94611-9999	\$134,423	CIP Buses	4-302-94630-8205	\$134,423
CIP Transfer	4-302-94625-8215	\$15,950	CIP Fauquier High School	4-302-94605-8210	\$15,950
CIP Transfer	4-302-94714-8215	\$22,500	CIP Parks & Recreation	4-302-94711-8215	\$22,500
CIP Transfer	4-302-94404-8215	\$23,391.64	General Services	4-302-94150-8215	\$23,391.64
TOTAL		\$582,689.64			\$582,689.64

There being no further business, the meeting was adjourned.

*I hereby certify that this is a true and exact record of actions taken by the Fauquier County Board of Supervisors on November 17, 2003.*

*A Copy Teste*

*G. Robert Lee  
Clerk to the Board of Supervisors*